IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

Bail Appl..No. 850 of 2007()

CR NO.20/2007 OF NEDUMANGAD EXCISE RANGE
C.M.P.878/2007 of J.M.F.C.-I,NEDUMANGAD
.....

PETITIONER/ACCUSED:

SREEKUMARI, D/O. MADHAVI,
KOODALIBHAGAM THADATHARIKATHU VEEDU,
KOKKOTTELA KOTTAKKAKAM MURI, ARYANAD VILLAGE.

BY ADV. SRI.A.RAJASIMHAN

RESPONDENT/COMPLAINANT:

THE EXCISE INSPECTOR,
NEDUMANGAD, REPRESENTED BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 850 OF 2007

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DATED THIS THE 13th DAY OF FEBRUARY, 2007

O R D E R

Petitioner, a lady, who is the accused in CR.No.20/07 of Nedumangad Excise Range for offences punishable under sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of 10 litres of illicit arrack on 28.1.2007 and who was arrested on the same day, seeks her enlargement on bail.

2. The learned Public Prosecutor opposed the application.

3. It is too early to accept the petitioner's contention that she was falsely implicated in the case. The medical grounds put forward by the petitioner cannot also be a ground to release the petitioner on bail.

4. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec.41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

V.RAMKUMAR, JUDGE.

dsn/-